

अण्डमान तथा
Andaman And



सत्यमेव जयते
असाधारण

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अण्डमान तथा निकोबार प्र' तसन
ANDAMAN AND NICOBAR ADMINISTRATION
सचिवालय / SECRETARIAT
NOTIFICATION

Port Blair, dated the 16th November, 2011

No.250/2011/F.No. 16-23/2009-PW.— In exercise of the powers conferred by the Proviso to the Article 309 of the Constitution of India, read with the Government of India, Ministry of Home Affairs, New Delhi, Notification No. U-14039/2/83-ANL dated 21.02.1985, and in pursuance of Union Public Commission's letter No. F.3/30(10)/2010-RR dated 25.10.2011, and in supersession of Andaman and Nicobar Administration's Notification No. 152/2006 dated 23.08.2006, the Lieutenant Governor (Administrator), Andaman and Nicobar Islands, hereby make the following rules regulating the method of recruitment to the Group 'A' Gazetted post of **Deputy Secretary (Law)**, Andaman & Nicobar Administration, namely:-

1. SHORT TITLE AND COMMENCEMENT: -

- (i) These Rules may be called the Union Territory of Andaman and Nicobar Islands **Deputy Secretary (Law) Recruitment Rules, 2011.**
- (ii) They shall come into force on the date of their publication in the Official Gazette.

2. NUMBER OF POSTS, CLASSIFICATION AND SCALE OF PAY:-

The number of posts, its classification, and the scale of pay attached thereto shall be as specified in Sl. No. 2 to 4 of the Schedule I annexed to these rules.

3. METHOD OF RECRUITMENT, AGE LIMIT AND QUALIFICATIONS:-

The method of recruitment, age limit, qualifications and other matters relating to the said post shall be as specified in Sl. No. 5 to 13 of the Schedule aforesaid.

4. DISQUALIFICATION: -

No person —

- (a) Who has entered into or contracted a marriage with any person having a spouse living, or
- (b) Who, having a spouse living, has entered into or contracted a marriage with any person,

Shall be eligible for appointment to the said post :

Provided that the Administrator, Andaman and Nicobar Administration may, if satisfied, that such marriage is permissible under the personal law applicable to such persons and the other party to the marriage and there are other grounds for so doing, exempt any person from the operation of these rules.

5. POWER TO RELAX:-

Where the Administrator, Andaman and Nicobar Islands is of the opinion that it is necessary or expedient so to do, he may, by order and for the reasons to be recorded in writing, relax any of the provision of these rules with respect to any class or category of persons.

6. SAVINGS:-

Nothing in those rules shall affect reservations, relaxation of age limit and other concessions required to be provided for the Scheduled Castes, the Scheduled Tribes and Ex-servicemen and other special categories of persons, in accordance with the orders issued by the Central Government from time to time in this regard.

Lt. Genl. (Retd.) Bhopinder Singh, PVSM AVSM
Lieutenant Governor,
Andaman and Nicobar Islands.

By order and in the name of the Lieutenant Governor,

Sd./-
(P.N.R. Pillai)
Assistant Secretary (Perl.)

ANNEXURE-I**RECRUITMENT RULES FOR THE POST OF DEPUTY SECRETARY (LAW),
ANDAMAN & NICOBAR ADMINISTRATION**

1.	Name of post	DEPUTY SECRETARY (LAW)
2.	Number of post	1(One) * 2011 * Subject to variation dependent on workload
3.	Classification	General Central Services Group 'A', Gazetted Ministerial
4.	Pay Band and Grade Pay/Pay Scale	PB-3 Rs. 15600-39100 (Grade Pay Rs.5400)
5.	Whether selection or non-selection post ?	Selection
6.	Age limit for direct recruits	Not applicable
7.	Educational and other qualifications required for direct recruits	Not applicable
8.	Whether age and educational qualifications prescribed for direct recruits will apply in the case of promotees ?	Not applicable
9.	Period of probation, if any	2 years for promotees
10.	Method of recruitment, whether by direct recruitment or by promotion or by deputation/absorption and percentage of the vacancies to be filled by various methods	By promotion failing which by deputation including Short - Term Contract
11.	In case of recruitment by promotion/deputation/absorption, grades from which promotion/deputation/absorption to be made	<p><u>Promotion:</u> Assistant Secretary (Law) of Secretariat Establishment/ Law Officer of Directorate of Shipping Services/Legal Assistant of Department of Environment & Forests/ Deputy Commissioner (South Andaman) and Directorate of Education in the scale of pay of Rs. 9300-34800 with grade pay of Rs. 4600 in PB-2 with 3 years service in the grade rendered after appointment thereto on regular basis and who have successfully completed short term training on Legal Affairs/Parliamentary Affairs/Legislative drafting from Judicial Training Institution recognized by Central/State Govt.</p> <p><u>Note:</u> Where Juniors who have completed their qualifying/eligibility services are being considered for promotion, their Seniors would also be considered provided they are not short of the requisite qualifying/eligibility service by more than half of such qualifying/eligibility service, or two years, whichever is less, and have successfully completed their probation period for promotion to the next Higher Grade alongwith their Juniors who have already completed such qualifying/eligibility service.</p> <p><u>Note:</u> For the purpose of computing minimum qualifying service for promotion, the service rendered on a regular basis by an officer prior to 01.01.2006, the date from which the revised pay structure based on the 6th CPC recommendations has been extended, shall be deemed to be service rendered in the corresponding pay/ pay scale extended based on the recommendations of the Commission.</p>

		<p><u>Deputation(ISTC):</u> Officers under the Central/ State Govt./UTs/(Semi Govt./ Statutory Bodies/Public Sector Undertakings/ Autonomous Bodies/Recognized Research Institutions) :-</p> <p>(A) (i) Holding analogous posts on regular basis in the parent cadre/department; (OR)</p> <p>(ii) With 2 years service in the grade rendered after appointment thereto on a regular basis in the scale of pay of Rs. 9300-34800 with Grade Pay of Rs. 4800 in PB-2 or equivalent in the parent cadre/department; (OR)</p> <p>(iii) With 3 (three) years service in the grade rendered after appointment thereto on regular basis in the scale of pay of Rs. 9300-34800 with Grade Pay of Rs. 4600 in PB-2 or equivalent in the parent cadre/ department; (AND)</p> <p>(B) Possessing the following educational qualifications and experience:-</p> <p><u>Essential:-</u></p> <p>(i) Degree in Law from a recognized University.</p> <p>(ii) Three years experience of Legal work in Govt. Department including experience as a Legal Practitioner.</p> <p>(Departmental Officers in the feeder category who are in direct line of promotion will not be eligible for consideration for appointment on deputation. Similarly, deputationist shall not be eligible for consideration for appointment by promotion).</p> <p><i>(Period of deputation/contract including period of deputation/contract in another ex-cadre post held immediately preceding this appointment in the same or some other organization/department of the Central Govt. shall ordinarily not to exceed 3 (three) years. The maximum age limit for appointment by deputation (ISTC) shall be not exceeding 56 years' as on the closing date of receipt of applications).</i></p> <p><u>Note:-</u> For the purpose of appointment on deputation basis, the service rendered on a regular basis by an officer prior to 01.01.2006 (the date from which the revised pay structure based on the 6th CPC recommendations has been extended) shall be deemed to be service rendered in the corresponding grade pay/ pay scale extended based on the recommendations of the pay commission except where there has been merger of more than one pre-revised scale of pay into one grade with a common grade pay/pay scale, and where this benefit will extend only for the post(s) for which that grade pay/pay scale is the normal replacement grade without any up-gradation.</p>
12.	If a DPC exists, what is its composition ?	<p><u>Group 'A' DPC (for Promotion)</u></p> <p>1) Chairman/Member of UPSC – Chairman</p> <p>2) Chief Secretary, A&N Admn. – Member</p> <p>3) Secretary (Law), A&N Admn. – Member</p>
13.	Circumstances in which UPSC is to be consulted in making recruitment	Consultation with UPSC necessary.